

OGC 82-04827

20 May 1982

MEMORANDUM FOR: See Distribution

FROM: [REDACTED]

Legislation Division, OGC

SUBJECT: Former Spouses Legislation/CIARDS Amendments

1. As you may know, when the Office of Management and Budget became aware of the fact that the Agency was asking the Congress to include in the former spouses legislation a provision which would address the "after-acquired spouse" or "Paul E." problem, it objected. Its objection was based on the fact that this solution was not included in any other retirement system and that OMB did not wish to break new ground in this area.

2. In order to avoid any conflict over this issue, and thereby possibly jeopardize the passage of the Agency's Authorization Bill, we advised the Congress that we were withdrawing the request.

3. [REDACTED] so informed Mike O'Neil, Chief Counsel, House Permanent Select Committee on Intelligence, and I so informed Daniel Finn, staff member, Senate Select Committee on Intelligence. O'Neil said that he was already aware of OMB opposition, and that the Committee had already decided not to offer the provision as an amendment to the Authorization Bill.

4. The Committee did offer the excess contributions or "cap" amendment, and this amendment was accepted by the House. The Authorization Bill was subsequently passed with the House version of the former spouses legislation and the "cap" amendment.

Distribution: [REDACTED]